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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/818,483	03/27/2001	Ephraim Brian Finkelstein	00-8201	9569
63710 7590 11/24/2008 DEAN P. ALDERUCCI CANTOR FITZGERALD, L.P. 110 EAST 59TH STREET (6TH FLOOR) NEW YORK, NY 10022				
EXAMINER MAGUIRE, LINDSAY M				
ART UNIT		PAPER NUMBER		
3692				
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11/24/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

***Notice of Non-Responsive Amendment***

The reply filed on June 4, 2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The claims, as amended, are subject to "Restriction via Original Presentation." Specifically, the claims as originally presented were drawn to a repurchase agreement trading system wherein each trading terminal presents a hierarchal list of repurchase agreement opportunities, whereas the new claims are drawn to a method using an automated trading system having an obligation of a selling party proposing a pair of transactions to sell securities to a prospective buyer, at a price less than the market value of the securities. Therefore the scope of the claims has changed in such a way as to preclude examination, since claims 138-265 have been withdrawn due to the "Restriction via Original Presentation" requirement, and the original claims 1-36, as well as claims 37-137, were cancelled by applicant.

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a). Examiner would like to extend the opportunity that it might be beneficial to contact the examiner before submission of the next response, for purpose of compact prosecution.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LINDSAY M. MAGUIRE whose telephone number is (571)272-6039. The examiner can normally be reached on M-F: 7-4.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kambiz Abdi can be reached on (571) 272-670202. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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11/20/08  
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